BORA LASKIN LAW LIBRARY
3 1761 03327 3855

Cases on Evidence

1995-96 Edition

Volume III

(pages 948-1330)

Selected by Alan W. Mewett and Hamish Stewart

These materials are intended solely for the use of students in the Evidence courses of Professors Mewett and Stewart in the Faculty of Law at the University of Toronto. Faith Teo and Christina Caldarelli assisted in the revision of these materials.

BORA LASKIN LAW LIBRARY
OCT 3 1995
FACULTY OF LAW
UNIVERSITY OF TORONTO

BORA LASKIN LAW LIBRARY
UNIVERSITY OF TORONTO

Cases on Evidence

1995-96 Edition

Volume III

(pages 948-1330)

Selected by Alan W. Mewett and Hamish Stewart

These materials are intended solely for the use of students in the Evidence courses of Professors Mewett and Stewart in the Faculty of Law at the University of Toronto. Faith Teo and Christina Caldarelli assisted in the revision of these materials.

Digitized by the Internet Archive
in 2018 with funding from
University of Toronto

https://archive.org/details/casesonevidence03mewe_1

Cases on Evidence

1995-96 Edition

Volume III

Table of Contents

9. Confessions and Other Statements by the Accused

9(c) Charter

9(c)(ii) Right to Silence

R. v. Logan (1989), 43 C.C.C. (3d) 567 (S.C.C.) 948
R. v. Hebert (1990), 77 C.R. (3d) 145 (S.C.C.) 964
R. v. Broyles (1991), 9 C.R. (4th) 1 (S.C.C.) 996
R. v. S.(R.J.) (1995), 36 C.R. (4th) 1 (S.C.C.) 1010
Thomson Newspapers v. Canada (1990), 76 C.R. (3d) 129 (S.C.C.) 1045

9(c)(iii) Privilege Against Self-Crimination

Dubois v. The Queen (1986), 22 C.C.C. (3d) 513 (S.C.C.). . . 1083
R. v. Kuldip (1991), 1 C.R. (4th) 285 (S.C.C.) 1102

10. Illegally Obtained Evidence

10(a) Common Law

Kuruma v. The Queen, [1955] A.C. 197 1111
R. v. Sang, [1980] A.C. 402 1117

10(b) Charter

Hunter v. Southam (1984), 14 C.C.C. (3d) 97 (S.C.C.) 1121
R. v. Collins (1987), 33 C.C.C. (3d) 1 (S.C.C.) 1133
R. v. Strachan (1989), 46 C.C.C. (3d) 479 (S.C.C.) 1143
R. v. Duarte (1990), 53 C.C.C. (3d) 1 (S.C.C.) 1161
R. v. Mellenthin (1992), 76 C.C.C. (3d) 481 (S.C.C.) 1176
R. v. Pugliese (1992), 8 O.R. (3d) 259 (C.A.) 1183
R. v. Calder (1994), 19 O.R. (3d) 643 (C.A.) 1189

11. Privilege

11(a) Solicitor-Client Privilege

Descoteaux v. Mierzwinski (1982), 70 C.C.C. (2d) 385 (S.C.C.) 1209

11(b) Matrimonial Communications Privilege

Shenton v. Tyler, [1939] 1 Ch. 620 1221
Rumping v. D.P.P., [1962] 3 All E.R. 256 (H.L.) 1223
R. v. St-Jean (1976), 34 C.R.N.S. ... (Que.C.A.) 1225

R. v. Zylstra (1994), 88 C.C.C. (3d) 347 (Ont.Gen.Div.). . . 1227
R. v. Jean and Piesinger (1979), 7 C.R. (3d) 333 (Alta.C.A.), aff'd (1980), 16 C.R. (3d) 193 (S.C.C.) 1231
Lloyd and Lloyd v. The Queen (1981), 64 C.C.C. (2d) 169 (S.C.C.) 1234

11(c) Informer Privilege

R. v. Scott (1990), 61 C.C.C. (3d) 300 (S.C.C.) 1236
Solicitor General of Canada v. Royal Commission of Inquiry into Confidentiality of Health Records in Ontario (1981), 62 C.C.C. (2d) 513 (S.C.C.) 1242

11(d) Other Privileged Relationships

Slavutych v. Baker (1977), 38 C.R.N.S. 306 (S.C.C.). 1246
Reference Re Legislative Privilege (1978), 39 C.C.C. (2d) 222 (Ont.C.A.) 1251
R. v. Gruenke (1991), 67 C.C.C. (3d) 289 (S.C.C.) 1255

12. State Secrets

Duncan v. Cammell, Laird, [1942] A.C. 624 (H.L.) 1275
Conway v. Rimmer, [1963] A.C. 910 (H.L.) 1278
Mannix v. The Queen (1982), 126 D.L.R. (3d) 155 (Alta.C.A.). 1283
Re Goguen (1982), 10 C.C.C. (3d) 492 (F.C.A.) 1286
Carey v. The Queen (1987), 30 C.C.C. (3d) 498 (S.C.C.) . . . 1297
R. v. Meuckon (1990), 78 C.R. (3d) 196 (B.C.C.A.) 1319

13. Real Evidence

Yachuk v. Blais, [1944] O.W.N. 412 (Ont.H.C.J.) 1321
Draper v. Jacklyn, [1968] 2 O.R. 683 (C.A.), rev'd (1969), 9 D.L.R. (3d) 264 (S.C.C.) 1323

14. Judicial Notice

Varcoe v. Lee, 181 P.2d 223 (Cal. 1919) 1327